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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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11 BARBARA HUBBARD,

12 Plaintiff,

13 vs.

14 C.V. CENTER, INC.; JAMBA JUICE )  
COMPANY dba JAMBA JUICE #603; )  
15 CASUAL DINING SERVICES, INC., dba )  
PIZZERIA UNO; MERVYN'S LLC; )  
16 STARBUCKS CORPORATION, dba )  
STARBUCKS COFFEE #6632; J.C. )  
17 PENNEY COMPANY, dba JCPENNEY )  
#1274; SERLER, INC., dba SUBWAY )  
18 #31595; MANNA DEVELOPMENT )  
GROUP, LLC, dba PANERA BREAD )  
19 CAFÉ #4284, )

20 Defendants,  
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**CASE NO. 08CV471 JAH(LSP)**

Honorable John A. Houston

**JOINT MOTION FOR EXTENSION OF  
TIME TO FILE RESPONSIVE PLEADING**

22 Pursuant to Fed. R. Civ P. 6(b), the Court has the authority to extend the time required to  
23 respond to a complaint. Defendant Serler, Inc., dba Subway #31595 ("Defendant") was personally  
24 served 20 days ago and has been seeking legal counsel to represent him and has been investigating  
25 the factual allegations contained in the 71 page Complaint that alleges *inter alia*, non-compliance  
26 with various parts of the Americans with Disabilities Act. Defendant has just retained counsel,  
27 Walwick & Freed, and counsel needs time to review the facts and allegations in order to prepare a  
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proper response. Defendant requires additional time to review the Complaint in order to respond to the allegations.

Defendant Serler, Inc. and Plaintiff, Barbara Hubbard ("Plaintiff") have agreed to extend Defendant's time to respond to the Complaint for 14 days, to and including May 26, 2008. The parties agree that the extension is not sought for the purpose of improper delay, and will not prejudice Plaintiff. The extension will also conserve the Court's and the parties resources. Accordingly, the parties believe that good cause exists for granting the extension.

The parties hereby jointly move for an order extending the time for Defendant to file its response to Plaintiff's Complaint. The parties jointly request that the deadline for filing Defendant's First Responsive pleading be extended from 5-12-08 to 5-26-08. This is the first request for an extension.

Good cause exists for granting an extension and the Court is respectfully requested to grant this request.

Dated: May 12, 2008

WALWICK & FREED  
A Professional Law Corporation

/s/ William J. Freed  
By: \_\_\_\_\_  
William J. Freed, attorney for  
E-Mail: wjfreed@sdlawyers.net  
Defendant, SERLER, INC., dba  
Subway #31595

Dated: May 12, 2008

DISABLED ADVOCACY GROUP,  
APLC

/s/ Lynn Hubbard, III  
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Attorney for Plaintiff,  
BARBARA HUBBARD